



Atty. Dkt. No. 040563-0167

Applicant: Grier et al.
Title: TRANSVERSE OPTICAL
ACCELERATOR AND
GENERALIZED OPTICAL
VORTICES
Appl. No.: 10/659,153
Filing Date: 09/10/2003
Examiner: Zia R. Hashmi
Art Unit: 2881

<p>CERTIFICATE OF MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below.</p> <p><u>Laura Mackinnon</u> (Printed Name)</p> <p><u>[Signature]</u> (Signature)</p> <p><u>3-20-06</u> (Date of Deposit)</p>
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**PETITION TO VACATE EXTENSION FEES AND
DECLARATION OF MICHAEL D. RECHTIN**

I, Michael D. Rechtin, do hereby declare:

1. I am a Partner in the Chicago Office of Foley & Lardner LLP and one of my clients is The University of Chicago for whom I am handling the subject case referenced above.
2. We recently had a docket due date of February 26, 2006, for a status check on the above and upon calling the Patent Office, one of my associate attorneys, Marshall J. Brown, was told an Office Action was sent on September 19, 2005. We have in place a full and complete docketing system with a full time experienced docket clerk. I checked with both the docket clerk and my secretary and both said no one had received any office action for the subject case.
3. I therefore respectfully request petition for the vacating of any and all fees which might be charged or chargeable, including any petition fee and any extension fees necessary to respond to the office action of September 19, 2005.

4. The declarant hereby acknowledges that willful false statements and the like are punishable by fine or imprisonment, or both (18 U.S.C. 1001) and may jeopardize the validity of the application or any patent issuing thereon. Further, all statements of my knowledge made are true and statements made on information and belief are believed to be true.

Respectfully submitted,

Date March 15, 2006

By Michael D. Rechtin

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